

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

NATIONWIDE MUTUAL FUNDS, on) Civil Action No. 2:18-CV-15382-MCA-LDW
behalf of its series NATIONWIDE)
GENEVA MID CAP GROWTH FUND and)
NATIONWIDE S&P 500 INDEX FUND,) ECF Case
and) Document Electronically Filed
NATIONWIDE VARIABLE INSURANCE)
TRUST, on behalf of its series NVIT)
DYNAMIC U.S. GROWTH FUND, NVIT)
MULTI-MANAGER LARGE CAP VALUE)
FUND, NVIT S&P 500 INDEX FUND, and)
TEMPELTON NVIT INTERNATIONAL)
VALUE FUND.)
Plaintiffs,)
v.)
PERRIGO COMPANY PLC, JOSEPH C.)
PAPA, and JUDY L. BROWN,)
Defendants.)

PLEASE TAKE NOTICE that on March 4, 2019 at 10:00 a.m., or as soon thereafter as counsel may be heard, defendants Perrigo Company plc, Joseph C. Papa, and Judy L. Brown, by and through their respective counsel, shall move before the Honorable Madeline Cox Arleo, United States District Judge for the District of New Jersey, for an Order dismissing certain claims from Plaintiffs' Complaint for Violation of the Federal Securities Laws, dated October 29, 2018, pursuant to Rules 9(b) and 12(b)(6) of the Federal Rules of Civil Procedure, and the Private Securities Litigation Reform Act of 1995, 15 U.S.C. § 78u-4 *et seq*, and granting such other and further relief as the Court may deem just and proper.

PLEASE TAKE FURTHER NOTICE that in support of this motion, these defendants will rely upon the accompanying Memorandum of Law in Support of Motions to Dismiss Certain

Claims From Plaintiffs' Complaints, the Declaration of Samuel P. Groner, dated November 20, 2018, with attached exhibits, and all pleadings filed with the Court in this matter.

PLEASE TAKE FURTHER NOTICE that a proposed form of Order is submitted herewith.

PLEASE TAKE FURTHER NOTICE that the defendants request oral argument.

Dated: November 20, 2018

Respectfully submitted,

By: /s/ Alan S. Naar
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Dated: November 20, 2018

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